B1 (Official Form 1) @/a@e 10-53393-gwz Doc 1 Entered 08/26/10 09:51:01 Page 1 of 11 **United States Bankruptcy Court Voluntary Petition** District of Nevada Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): KILEY RANCH COMMUNITIES All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN(if more than than one, state all): 20-1569680 one, state all): Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 10625 DOUBLE R BLVD. SUITE 100 RENO, NV ZIP CODE 89521 ZIP CODE County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business WASHOE Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIP CODE ZIP CODE ocation of Principal Assets of Business Debtor (if different from street address above): ZIP CODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which (Form of Organization) (Check one box) the Petition is Filed (Check one box) (Check one box.) ☐ Health Care Business ☐ Chapter 15 Petition for Chapter 7 Single Asset Real Estate as defined in 11 Recognition of a Foreign Individual (includes Joint Debtors) Chapter 9 U.S.C. § 101(51B) Main Proceeding See Exhibit D on page 2 of this form. Railroad V Chapter 11 Corporation (includes LLC and LLP) V ☐ Chapter 15 Petition for Stockbroker Partnership Chapter 12 Recognition of a Foreign ☐ Commodity Broker Other (If debtor is not one of the above entities, Nonmain Proceeding Chapter 13 Clearing Bank check this box and state type of entity below.) Nature of Debts ✓ Other (Check one box) Tax-Exempt Entity Debts are primarily consumer Debts are primarily (Check box, if applicable) debts, defined in 11 U.S.C. business debts. § 101(8) as "incurred by an Debtor is a tax-exempt organization individual primarily for a under Title 26 of the United States personal, family, or house-Code (the Internal Revenue Code.) hold purpose.' Chapter 11 Debtors Filing Fee (Check one box) Check one box: ✓ Full Filing Fee attached ☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). ☑ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b) See Official Form 3A. Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on Filing Fee waiver requested (applicable to chapter 7 individuals only). Must 4/01/13 and every three years thereafter). attach signed application for the court's consideration. See Official Form 3B. Check all applicable boxes A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors V \Box \Box \Box \Box 100-200-5,001-1,000-10,001-25,001-50,001-50-Over 199 49 99 999 5.000 10.000 25,000 50.000 100.000 100,000 Estimated Assets \mathbf{A} \$100,000,001 \$50,001 to \$100,001 to \$500,001 to \$1,000,001 \$10,000,001 \$50,000,001 \$0 to \$500,000,001 More than \$1 to \$100 \$50,000 \$100,000 to \$500 \$500,000 to \$10 to \$50 to \$1 billion billion \$1 million million million million million

Estimated Liabilities

\$50,000 \$100,000

 \Box

\$50,001 to

million

\$100,001 to

\$500,000

to \$10

million

\$500,001 to \$1,000,001

to \$50

million

\$10,000,001

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\$50,000,001

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million

to \$500

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\$100,000,001

billion

\$500,000,001

to \$1 billion

More than \$1

B1 (Official Form 1) (3/48)e 10-53393-gwz Doc 1 Entered 08/26/10 09:51:01 Page 2 of 11 FORM B1, Page 2 Voluntary Petition Name of Debtor(s): (This page must be completed and filed in every case) KILEY RANCH COMMUNITIES All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.) Case Number: Date Filed: Location Where Filed: **NONE** Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Date Filed: Name of Debtor: Case Number: NONE Relationship: Judge: District: Exhibit A Exhibit B (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Exhibit A is attached and made a part of this petition. X Not Applicable Signature of Attorney for Debtor(s) Date Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. $\mathbf{\Lambda}$ No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately $\mathbf{\Lambda}$ preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate. general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District. or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following). (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

for each person.

both. 11 U.S.C. § 110; 18 U.S.C. § 156.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or

MATTHEW KILEY
Printed Name of Authorized Individual

Title of Authorized Individual

PRESIDENT

8/26/2010 Date

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United States Bankruptcy Court District of Nevada

In re:	Case No.	
KILEY RANCH COMMUNITIES	Chapter	11
STATEMENT REGARDING AUTHORITY TO SIGN AND	FILE PI	ETITION
I, MATTHEW KILEY, declare under penalty of perjury that I am the PRESIDENT of KILEY RAN Corporation and that on 08/25/2010 the following resolution was duly adopted by the BOARD of the		
"Whereas, it is in the best interest of this Corporation to file a voluntary petition in the United Bankruptcy Court pursuant to Chapter 11 of Title 11 of the United States Code;	l States	
Be It Therefore Resolved, that MATTHEW KILEY , PRESIDENT of this Corporation, is authorized deliver all documents necessary to perfect the filing of a Chapter 11 voluntary bankruptcy case of		
Be It Further Resolved, that MATTHEW KILEY , PRESIDENT of this Corporation, is authorized bankruptcy proceedings on behalf of the Corporation, and to otherwise do and perform all acts a all necessary documents on behalf of the Corporation in connection with such bankruptcy case;	nd deeds a	
Be It Further Resolved, that MATTHEW KILEY , PRESIDENT of this Corporation, is authorized Harris , Esq. , attorney and the law firm of Belding , Harris & Petroni , LTD to represent the Corporation		

Signed: s/ MATTHEW KILEY MATTHEW KILEY

Executed on: 8/26/2010

NORTHERN NEVADA CONCRETE

235 MOONSHINE CIRCLE RENO, NV 89523

United States Bankruptcy Court District of Nevada

In re KILEY RANCH COMMUNIT	TIES Debtor	,	ase No.		
LIST OF CREDI	TORS HOLDING 20		chapter <u>11</u>	CURED	CLAIMS
(1) Name of creditor and complete mailing address ncluding zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, gov- ernment contract, etc.)	Indicat is cont unliqui dispute		(5) Amount of claim [if secured also state value of security]
CITY OF SPARKS P.O. BOX 857 SPARKS, NV 89432					\$173,024.73
HAWLEY TROXELL ENNIS & HAWLEY LLP B77 MAIN STREET, SUITE 1000 BOISE, ID 83701					\$1,150.00
PLACES CONSULTING SERVICES 8218 DIAMOND RIDGE DRIVE RENO, NV 89523					\$3,075.00
MOUNTAIN WEST EXCAVATION 1955 SUGAR PINE COURT #200 RENO, NV 89523					\$431,726.33
SIGNATURE LANDSCAPES 2705 BARRON WAY RENO, NV 89511					\$228,435.38

\$101,276.76

B4 (Official Form 4) (12/07)4 -Cont.

In re	KILEY RANCH COMMUNITIES	, Cas	Case No.		
	Debtor	Cha	apter	<u>11</u>	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)
Name of creditor

and complete mailing address including zip code (2)

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted

(3)

Nature of claim (trade debt, bank loan, government contract, etc.) (4)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff (5)

Amount of claim [if secured also state value of security]

SILVER STATE FENCE & STAIN P.O. BOX 40517

RENO, NV 89504

\$6,624.00

TITAN ELECTRICAL CONTRACTING P.O. BOX 18202 RENO, NV 89511

\$7,300.00

CAV INVESTMENTS, LLC 10625 DOUBLE R BLVD #200 RENO, NV 89521

\$11,685,591.50

KILEY COMMUNITY PROPERTY TRUST 10625 DOUBLE R BLVD #100 RENO, NV 89521

\$2,378,100.36

CITY OF SPARKS P.O. BOX 857 SPARKS, NV 89432 \$146,984.73

TETRUS BUILDING MATERIALS 3025 MILL STREET RENO, NV 89504 \$6,088.72

B4 (Official Form 4) (12/07)4 -Cont.

nre KILEY RANCH COMMUNITIES			Case No.		
	Debtor	C	Chapter	_11	

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(1)

Name of creditor and complete mailing address including zip code (2)

Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted

(3)

Nature of claim (trade debt, bank loan, government contract, etc.) (4)

Indicate if claim is contingent, unliquidated, disputed or subject to setoff (5)

Amount of claim [if secured also state value of security]

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, MATTHEW KILEY, PRESIDENT of the Corporation named as the debtor in this ca	se, declare under penalty of perjury that I have read the foregoing list and
that it is true and correct to the best of my information and belief.	

Date: 8/26/2010	Signature:	s/ MATTHEW KILEY	
		MATTHEW KILEY ,PRESIDENT	
		(Print Name and Title)	

Penalty for making a false statement or concealing property. Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C §§ 152 and 3571.

B 203 (12/94)

UNITED STATES BANKRUPTCY COURT District of Nevada

In re:		KILEY RANCH COMMUNITIES			Case No.		
		Debtor			Chapter	11	
			E C	F COMPENSATION OF AT	TORNE	Y	
an pa	d that o	compensation paid to me within one year l	pefor	2016(b), I certify that I am the attorney for the above the filing of the petition in bankruptcy, or agreed behalf of the debtor(s) in contemplation of or in		or(s)	
	For le	egal services, I have agreed to accept			:	\$	16,039.00
	Prior	to the filing of this statement I have receive	/ed		:	\$	16,039.00
	Balaı	nce Due			;	\$	0.00
2. Th	e sour	ce of compensation paid to me was:					
	₹	Debtor		Other (specify)			
3. Th	e sour	ce of compensation to be paid to me is:					
		Debtor		Other (specify)			
4.		nave not agreed to share the above-disclo my law firm.	sed (compensation with any other person unless they a	ire members ar	nd associate	es
	my	•		pensation with a person or persons who are not m with a list of the names of the people sharing in the			
	return ncludin		d to r	ender legal service for all aspects of the bankrupto	cy case,		
a)	Pr	reparation and filing of any petition, sched	ules,	statement of affairs, and plan which may be requi	red;		
b)	Re	epresentation of the debtor at the meeting	of c	reditors and confirmation hearing, and any adjourn	ed hearings th	ereof;	
c)		ther provisions as needed] one					
6. B	y agree	ement with the debtor(s) the above disclos	ed fe	ee does not include the following services:			
	N	lone					
				CERTIFICATION			
		that the foregoing is a complete statement tion of the debtor(s) in this bankruptcy pro		ny agreement or arrangement for payment to me tiding.	for		
Date	ed: <u>8/</u>	26/2010					
				/s/ Stephen R. Harris Stephen R. Harris, Esq., Bar No.	001463		
				Belding, Harris & Petroni, LTD Attorney for Debtor(s)			

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UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re:			Bankruptcy N	No.:	
KILEY RANCH COMMUN	NITIES)))	Chapter	11	
))	VERIFICA MATRIX	TION OF CREDITOR	
	Debtor(s).)))			
The above name his/her knowledge.	ed Debtor hereby verifi	es that the a	ttached list of o	creditors is true and correct	to the best of
Date 8/26/2010		Si		TTHEW KILEY HEW KILEY	

vercredmatrix.wpd rev. 4/12/07

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KILEY RANCH CORNELL

10625 DOUBLE R BLVD. KILEY RANCH COMMUNITIES GUNDERSON LAW FIRM OLDCASTLE PRECAST, INC. 3895 WARREN WAY RENO, NV 89509 P.O. BOX 727 PLEASONTON, CA 94566 RENO, NV 89521 Stephen R. Harris, Esq. HAWLEY TROXELL ENNIS & HAWL

PLACES CONSULTING SERVICES

877 MAIN STREET, SUITE 1000 3218 DIAMOND RIDGE DRIVE

BOISE, ID 83701 RENO, NV 89523 Reno, NV 89509 CASHMAN EQUIPMENT INTERNAL REVENUE SERVICE RENO CONCRETE, INC. 3300 ST ROSE PARKWAY ROLLIN THORLEY, ESQ. P.O. BOX 34210 HENDERSON, NV 89052 STOP 5028 RENO, NV 89523 SIOP 5028 110 CITY PARKWAY LAS VEGAS, NV 89106 CAV INVESTMENTS, LLC JENSEN PRECAST RT DONOVAN COMPANY, INC. 10625 DOUBLE R BLVD #200 625 BERGIN WAY 11600 PYRAMID LAKE HIGHWAY RENO, NV 89521 SPARKS, NV 89431 SPARKS, NV 89441 CAV INVESTMENTS, LLC KILEY COMMUNITY PROPERTY TR SIGNATURE LANDSCA 10625 DOUBLE R BLVD. #200 10625 DOUBLE R BLVD #100 2705 BARRON WAY RENO, NV 89521 RENO, NV 89521 RENO, NV 89511 SIGNATURE LANDSCAPES CITY OF SPARKS MOUNTAIN WEST EXCAVATION
P.O. BOX 857 7955 SUGAR PINE COURT #200
SPARKS, NV 89432 RENO, NV 89523 SILVER STATE FENCE & STAIN P.O. BOX 40517 RENO, NV 89504 COLONIAL BANK NEV. EMPLOYMENT SECURITY TETRUS BUILDING MATERIALS C/O HOLLAND & HART LLP 500 E. THIRD STREET 3025 MILL STREET 5441 KIETZKE LANE, 2ND FLR CARSON CITY, NV 89713 RENO, NV 89504 RENO, NV 89511 DEPT. OF TAXATION

NEVADA LABOR COMMISSION

TITAN ELECTRICAL

555 E. WASHINGTON AVENUE, S

675 FAIRVIEW LANE, SUTE 226

CARSON CITY, NV 89710

RENO, NV 89511 TITAN ELECTRICAL CONTRACTIN NORTHERN NEVADA CONCRETE UNITED RENTALS
235 MOONSHINE CIRCLE 800 BENNIE LANE
RENO, NV 89523 RENO, NV 89512 GRANITE CONSTRUCTION CO. 1900 GLENDALE AVENUE SPARKS, NV 89431 SPARKS, NV 89431 GREAT BASIN READY MIX INC. NV DEPARTMENT OF MOTOR VEHI VALLEYCREST LANDSCAPE DEVEL

ATTN: LEGAL DIVISION

855 WRIGHT WAY

CARSON CITY, NV 89711

24151 VENTURA BLVD.

CALABASAS, CA 91302

3110 W. CHEYENNE #100

NORTH LAS VEGAS, NV 89032

WASHOE COUNTY TREASURER P.O. BOX 30039 RENO, NV 89520-3039

WESTERN NEVADA SUPPLY P.O. BOX 1576 SPARKS, NV 89432